

G. MARK ALBRIGHT, ESQ. (1394)  
DANIEL R. ORMSBY, ESQ. (14595)  
KYLE W. FENTON, ESQ. (16235)  
**ALBRIGHT STODDARD, WARNICK & ALBRIGHT**  
801 South Rancho Drive, Suite D-4  
Las Vegas, Nevada 89106  
T: (702) 384-7111 / F: (702) 384-0605  
[gma@albrightstoddard.com](mailto:gma@albrightstoddard.com)  
[dormsby@albrightstoddard.com](mailto:dormsby@albrightstoddard.com)  
[kfenton@albrightstoddard.com](mailto:kfenton@albrightstoddard.com)

Michael Machat, Esq.  
California State Bar Number 109475  
*Appearing pro hac vice*  
8730 W. Sunset Blvd., Ste. 250  
W. Hollywood, California 90069  
Telephone: (310) 860-1833  
Email: [michael@machatlaw.com](mailto:michael@machatlaw.com)

Attorneys for Plaintiff  
Sonia Feldman

**UNITED STATES DISTRICT  
DISTRICT OF NEVADA**

SONIA FELDMAN,

Plaintiff,

v.

MARK ANTHONY SAWYER, ET AL,

Defendants.

} Case Number: 2:24-cv-00526-JCM-MDC  
}  
}  
}  
}  
}  
}  
}  
}  
}  
}  
}  
}

**DECLARATION OF MICHAEL MACHAT IN  
SUPPORT OF MOTION FOR  
SUMMARY JUDGMENT**

I, Michael Machat, do hereby declare and state that:

1. This declaration is based upon my own personal knowledge and if called to  
testify, I would testify as follows:

1           1.     I am an attorney admitted to practice law in the States of California and New York,  
2 before the Ninth and Federal Circuit Courts of Appeals, and the United States Supreme Court. I  
3 am appearing pro hac vice in this case for Plaintiff.

4           2.     I also represent Plaintiff in a case against Mark Sawyer in the Los Angeles Superior  
5 Court, case no 23STCV26012 in which the Court issued a judgment on August 19, 2024, against  
6 Mr. Sawyer in the amount of \$3,149,689.67. A copy of this Judgment is attached as Exhibit S.  
7 On December 6, 2024, Judge Michael Shultz subsequently awarded Ms. Feldman \$81,000 in  
8 attorneys fees. Exhibit T.

9           3.     Prior to filing the lawsuit in the Los Angeles Superior Court, I wrote a demand  
10 letter to defendant Mark Anthony Sawyer dated October 3, 2017. A true copy is attached as  
11 Exhibit G. After filing the lawsuit, I sent a letter to Sawyer's California attorney, Na'il  
12 Benjamin, informing him his client was running a Ponzi Scheme and notifying him of an *ex*  
13 *parte* hearing for a right to attach order and a temporary protective order. Exhibit D. Mr.  
14 Benjamin appeared for Mr. Sawyer at this hearing. A temporary protective order was granted by  
15 Judge James C. Chalfant at this hearing, and ultimately Judge Chalfant granted the writ of  
16 attachment on March 28, 2024, and issued his ruling, a copy of which is attached as Exhibit U.

17           4.     On October 17, 2023, Mr. Sawyer called my cellphone, and we spoke for a few  
18 minutes. He admitted he owed my client Sonia Feldman the amounts due on the past due  
19 promissory notes and he said that he would do his best to get the money to my client hopefully  
20 by the end of the week.

21           5.     The following Monday, October 23, 2023, I again spoke to Mr. Sawyer. He had  
22 called me again on my cellphone. During this conversation he claimed that the banks, Chase and  
23 Wells Fargo were holding up his monies and put a hold on his account due to some criminal  
24 activity of others that had affected his account. He claimed that some people he did business  
25 with were arrested for money laundering and as a result his accounts were frozen, but they  
26 should be unfrozen soon. I asked him for the names of the people arrested. He claimed that was  
27 confidential. I explained if they were arrested then it is a matter of public record. So, I asked  
28 again if he would provide the names of the people. He declined to state their names.

1 Throughout the conversation he continued to acknowledge that he owed my client Ms. Feldman  
2 the money due on the notes (attached to Ms. Feldman's declaration as Exhibits E and F), and he  
3 explained he did not have the money to pay the notes because of the unlawful activity of others.

4 6. Prior to filing an action in the Los Angeles Superior Court against Mark Sawyer,  
5 Gaelen Whittemore also called my cellphone. He told me a similar story to Mr. Sawyer's story  
6 that as a result of the unlawful activity of others (money laundering he said), Mr. Sawyer's funds  
7 were frozen and he was unable to pay my client the money that was due. At no time did Mr.  
8 Whittemore deny that Mr. Sawyer owed Ms. Feldman the amounts due on the promissory notes.  
9 To the contrary, he admitted Mr. Sawyer owed even more if one were to add interest. Mr.  
10 Whittemore also admitted that he gets paid a three percent commission on money he brings to  
11 Mr. Sawyer.

12 7. I have reviewed Mr. Sawyer's website, [www.masfinancing.com](http://www.masfinancing.com), various times  
13 since being retained to confirm the business entity he operates under. His website confirms he is  
14 in the money lending business, and he does so, not as a corporation, but as an individual. I have  
15 attached as Exhibit J, a printout from his website which I downloaded February 6, 2024, from  
16 [www.masfinancing.com](http://www.masfinancing.com), confirming that he does business as an individual. I have also attached  
17 a copy of a check written from MAS Financing, bearing the same 1905 Otoole Way address in  
18 San Jose, written to defendant Mark Sawyer, further evidencing he does business under the dba  
19 MAS Financing. A copy of this check is attached as Exhibit K.

20 8. On January 8, 2024, I issued a *subpoena duces tecam* to JP Morgan Chase Bank  
21 seeking to trace the funds transferred over to him by Ms. Feldman. I have attached an excerpt  
22 from the documents produced by Chase, specifically the May 2021 Bank Statement. It is  
23 attached as Exhibit L

24 9. Exhibit L shows that on May 7, 2021, my client's check for \$1,166,337.13 was  
25 deposited into Mr. Sawyer's bank account. Then the next day, May 8, 2021, the exhibit shows  
26 Mr. Sawyer used my client's funds to write a check to the Vegas Auto Gallery for \$925,000.  
27 (See check number 454 in the Exhibit.)  
28

1           10. On May 17, 2021, the records reflect Mr. Sawyer wrote check number 456 to the  
2 Vegas Auto Gallery, for \$100,000.00. And in between, on May 14, 2021, Mr. Sawyer wrote a  
3 check for \$125,000 to ATD. (Exhibit L)

4           11. I have also attached two other checks produced from the subpoena production  
5 showing Mr. Sawyer acquired an equity position in the Vegas Auto Gallery. One check is for  
6 \$1 Million Dollars and another check is for \$500,000. The back of the checks show that Vegas  
7 Auto Gallery is the dba of Haute Auto Group LLC. (Exhibit M.)

8           12. It appears that Exhibit L also shows on May 14, 2021 Mark Sawyer made a payroll  
9 payment of \$10,763.04, and on May 28, 2021, he made a payroll payment of \$11,166.42.

10           13. Neither Mr. Sawyer nor his lawyer have offered an explanation why Ms.  
11 Feldman's funds were paid to the Vegas Auto Gallery.

12           14. The documents produced from JP Morgan Chase reveal numerous checks written by  
13 Mr. Sawyer to the Vegas Auto Gallery. I have attached as Exhibit M three of these checks in  
14 the amounts of \$1,000,000 and \$500,000 and \$200,000.

15           15. On January 17, 2024, I was contacted by attorney Chadwick Johnson  
16 regarding a similar matter he was involved in with defendant Mark Anthony Sawyer. Mr.  
17 Johnson shared with me various emails and text messages in which defendant Sawyer and his  
18 assistant Renee Dickinson acknowledge owing millions of dollars to others who loaned money  
19 for a bridge loan program and claiming that the money was tied up with the banks but would be  
20 released soon. I have attached as Exhibit N, an email from Mark Sawyer, sent by his assistant  
21 Renee Dickinson, claiming Mr. Sawyer will start paying \$425,000 of the funds supposedly held  
22 up by the banks.

23           16. I have since spoken to Mr. Johnson on February 6, 2024, and I have been  
24 informed no funds were paid to him. Most recently on February 13, 2024, Mr. Johnson  
25 forwarded me an email written by Renee Dickinson, attached hereto as Exhibit O.

26           17. Exhibit O shows that again Mr. Sawyer has continued to claim his inability to pay his  
27 debts when due has been due to the illegal activity of others (as opposed to his own unlawful  
28 activity.)

1 18. Since filing the lawsuit in the Los Angeles Superior Court, I have been  
2 contacted by several other individuals who encountered similar experiences with Mr. Sawyer not  
3 paying the notes he signed when due. One such person is Lakisha R. Washington. She sent me  
4 a copy of a demand letter for payment sent to Mr. Sawyer via his assistant Renee Dickenson.  
5 Ms. Washington gave me permission to submit this letter. It is attached as Exhibit P.

6 19. Besides Mr. Johnson and Ms. Washington, I was also contacted by a car  
7 mechanic named Bryant Hu, who after reading the complaint in the Los Angeles case, which he  
8 found online from a google search for Mark Sawyer, stated he too was taken by Mr. Sawyer.

9 20. I was also contacted by attorney/broker Stephen S. Chang who also found the  
10 complaint online who told me he too, has a couple of clients who have had similar experience  
11 with Mark Sawyer. I have attached as Exhibit Q one of the emails from Mr. Chang.

12 21. Each victim and the emails from Mr. Sawyer's representatives recount a  
13 similar hard to believe story, that the banks have frozen his money, and he is dealing with bank  
14 regulations to untangle the situation.

15 22. I have been told by numerous victims that they have reported Mr. Sawyer to  
16 the FBI and the police in San Jose, where Sawyer was licensed, even though he lives in Las  
17 Vegas and has lived in Las Vegas since at least January 2021, as reflected on his Nevada  
18 Driver's license, a copy is attached as Exhibit V.

19 23. Mr. Sawyer's victims have been from all sorts of life, from property developers to  
20 doctors, to schoolteachers, car mechanics, the elderly, and anyone with spare money, or in many  
21 cases, retirement assets. He fraudulent promises his investors an impossible return on their  
22 investments. The victims I have spoken to include Lakeesha Washington, Stephen Chang,  
23 Chadwick Johnson, Ana Arriaga, Asra Rahman-Firer, Charles and Robin Wood, and many many  
24 others. None of the victims have done the math prior to investing and/or were too naïve to  
25 understand the incredible returns Sawyer promised year over year was simply mathematically  
26 impossible.

27 24. Below is a list of lawsuits pending in the San Jose, California branch of the Santa  
28

Clara County Courthouse where Sawyer has been sued for fraud and breach of contract among other claims stemming out of his Ponzi Scheme.

Case Number	Case Style	Filing Date
24CV454757	Clyde Berg et al vs Mark Sawyer et al	12/23/24
24CV446394	MAHESH JAMMALAMADAKA et al vs MARK SAWYER et al	8/30/24
24CV443476	Osprey Investment, Inc. vs Mark Sawyer as trustee of the Nevada MSJ Trust et al	7/18/24
24CV441174	John Mendonca vs Mark Sawyer et al	6/13/24
24CV440547	Shannon Baker Lopez et al vs Mark Sawyer et al	6/4/24
24CV439988	Glackin LLC vs Mark Sawyer et al	5/28/24
24CV438771	Danai Kietikul vs Mark Sawyer	5/9/24
24CV437962	Matthew Courtney vs Mark Sawyer et al	5/2/24
24CV435888	Dakendrick Goodman et al vs GOOGLE LLC	4/15/24
24CV432850	Thomas Cardinale vs Mark Sawyer et al	3/11/24

25. Some of these lawsuits have multiple plaintiffs, and the second one above is a class action lawsuit.

27. In the Northern District of California, a default judgment was issued against Mark Sawyer in Case No. 5:24-cv-01749-BLF entitled *Thayer v. Sawyer*. And finally, in the case of *Johnson v. D3 Investments, et al*, filed in this Court, Case No. 2:24-cv-00372-RFB-EJY, the Plaintiffs there alleged D3 Investments and Charles Duncan were feeders for Sawyer who took approximately \$300,000 from them, and the defendants filed a cross-complaint against Mr. Sawyer saying they too were duped by Sawyer. Sawyer's attorney Brent Bryson's request to withdraw from that case was granted December 19, 2024, a day before his motion to withdraw from this case was granted.

28. On December 4, 2024, I sent a document production request to defendants' attorney at the time, Brent Bryson. Amongst the categories of documents requested were:

25. Documents sufficient to show that You used the loan proceeds you received from Plaintiff for the intended purpose of making a bridge loan.

26. Documents sufficient to show that You used the loan proceeds you received from any person or company since 2021 for the intended purpose of making a bridge loan.

1 No such documents were provided.

2 29. On December 19, 2024, Plaintiff propounded Requests For Admissions (“RFA”) to  
3 defendant Mark Sawyer, a set of Requests for Admissions (“RFA”) to defendant Jennifer  
4 Sawyer, and a set of interrogatories to each of them by sending each of the documents to them  
5 personally via the US Mail, via their email and to their attorney of record at the time, Brent  
6 Bryson. A copy of the email with the Requests for Admissions is attached as Exhibit W, and the  
7 Requests for Admissions are attached as Exhibits X, and Y.

8 30. Prior to Mr. Bryson’s request to withdraw as attorney was granted, on December  
9 17, 2024, Mr. Bryson and I had a conversation over the telephone. He told me that he would  
10 inform the Sawyers that they need to respond to the discovery requests, including their deficient  
11 production of documents.

12 31. Neither Mark Sawyer nor Jennifer Sawyer responded to the Requests for  
13 Admission nor to any of the other discovery requests. They just ignored them.

14 32. Meanwhile, in January of this year, the California Commissioner of Financial  
15 Protection and Innovation filed two actions to revoke Mark Sawyer’s Financing License and his  
16 Mortgage loan originator license. There was no response, and the Court issued Orders revoking  
17 the licenses. A copy of these orders and accusations are attached as Exhibits Z1, Z2, Z3, and Z4.

18 33. The accusation to revoke the financing license noted,

19 “MAS Financing<sup>1</sup> reported \$6,844,980 in total assets on its 2023 annual report, while  
20 its unaudited balance sheet reflected total assets of \$252,833, and its bank statement only  
21 reflected \$2,064 in cash as of December 31, 2023.” (Page 3, ¶8 of Exhibit Z1.)

22 34. Since Ms. Feldman obtained her judgment, Mr. Sawyer has changed his story and  
23 I have been told by several of his victims that Ms. Feldman has frozen his accounts and is therefore  
24 unable to pay, but he is able to take in money for more bridge loans while his accounts are frozen.  
25 Incredibly, I have learned that Mr. Sawyer is continuing with his wrongful behavior. He appears  
26 to have no shame.

27 \_\_\_\_\_  
28 <sup>1</sup> MAS Financing is a dba of Mark Sawyer.

1 I declare under penalty of perjury under the laws of the United States of America that  
2 the foregoing is true and correct.

3 Dated: March 5, 2025

4 *Michael Machat*

5 \_\_\_\_\_  
6 Michael Machat  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28